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John C. Freeman
STATUTE No. 104

RELATING TO

PHYSIC AND SURGERY

CHARTER OF

1823

STATE OF NEW YORK

OF THE





New York Statutes, Laws, & Regulations, &c.

STATUTES,

REGULATING THE PRACTICE OF

PHYSIC AND SURGERY

IN THE

State of New-York,

AND THE

BY-LAWS

OF THE

MEDICAL SOCIETY

Of the County of New-York.

ADOPTED JULY 6, 1819.



INCORPORATED JULY 1, 1806.

==
PUBLISHED BY ORDER OF THE SOCIETY.

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AN ACT
TO
INCORPORATE MEDICAL SOCIETIES,
FOR THE PURPOSE OF REGULATING
The Practice of Physic and Surgery

IN THIS STATE.

PASSED APRIL 10, 1813.



WHEREAS well regulated medical societies have been found to contribute to the diffusion of true science, and particularly the knowledge of the healing art—Therefore,

1. *Be it enacted by the people of the State of New-York, represented in Senate and Assembly, That it shall and may be lawful for the physicians and surgeons in the several counties of this state, now authorized by law to practise in their several professions, except in those counties wherein medical societies have been already incorporated, to meet together on the first Tuesday of July next, at the place where the last term of the court of common pleas next previous to such meeting was held in their respective counties; and the several physicians and surgeons so convened as aforesaid, or any part of them, being not less than five in number, shall proceed to the choice of a president, vice-president, secretary, and treasurer, who shall hold their offices for one year, and until others*

shall be chosen in their places ; and whenever the said societies shall be so organized as aforesaid, they are hereby declared to be bodies corporate and politic, in fact and in name, by the names of the Medical Society of the county where such societies shall respectively be formed ; and by that name shall be in law capable of suing and being sued, pleading and being impleaded, answering, and being answered unto, defending and being defended, in all courts and places, and in all matters and causes whatsoever ; and shall and may have a common seal, and may alter and renew the same at their pleasure : *Provided always*, That if the said physicians and surgeons shall not meet and organize themselves at such time and place as aforesaid, it shall be lawful for them to meet at such other time as a majority of them shall think proper, and their proceedings shall be as valid as if such meeting had been at the time before specified.

2. *And be it further enacted*, That the medical societies of counties already incorporated, shall continue to be bodies corporate and politic, in fact and in name, by the names of the Medical Society of the county where such societies have respectively been formed, and by that name shall be in law capable of suing and being sued, pleading and being impleaded, answering and being answered unto, defending and being defended, in all courts and places, and in all matters and causes whatsoever ; and shall and may have a common seal, and may alter and renew the same at their pleasure ; and the president, vice-president, secretary, and treasurer, of such incorporated societies, shall hold their offices for one year, and until others shall be chosen in their places.

3. *And be it further enacted*, That the medical society already incorporated, by the style and name of the "Medical Society of the State of New-York," shall continue to be a body politic and corporate, in fact and in name, and by that name shall be in law capable of suing and being sued, pleading and being impleaded, answering and being answered unto, defending and being defended, in all courts and places, and in all matters and causes whatsoever; and shall and may have and use a common seal, and may change and alter the same at their pleasure: and that the said society shall be composed of one member from each of the county societies in the state, elected by ballot at their annual meeting, who shall meet together at the time and place appointed by the said society for that purpose; and being met, not less than fifteen in number, may annually elect by ballot a president, vice-president, secretary, and treasurer, who shall hold their offices for one year, and until others shall be chosen in their places.

4. *And be it further enacted*, That the Medical Society of the State of New-York, and also the medical societies of the respective counties, shall and may agree upon and determine the times and places of their meeting; and the time so agreed upon, shall for ever thereafter, be the anniversary day of holding their respective meetings; and it is hereby made the duty of the secretary of each of the county medical societies, to lodge in the office of the clerk of their respective counties, if not already done, a copy of all the proceedings had at their first meeting; and it shall also be the duty of the secretary of the Medical Society of the State of New-York, in like manner, to lodge in the office of

the secretary of this state, a copy of their proceedings, had at their first general meeting; and the said clerks and secretary are hereby required to file the same in their respective offices, for which they shall each receive the sum of twelve and an half cents.

5. *And be it further enacted*, That the members now composing the Medical Society of the State of New-York, from each of the four great districts, shall remain divided into four classes; and one class from each of said districts shall go out of office annually.

6. *And be it further enacted*, That it shall be the duty of the secretary of the Medical Society of the State of New-York, whenever the seats of any of the members shall become vacant, to give information of the same to the respective county societies, to the end that such county societies may supply such vacancy at their next meeting.

7. *And be it further enacted*, That in case there shall be an addition to the number of members composing the Medical Society of the State, that in that case it shall be in the power of the said society, at any of their annual meetings, and as often as they shall judge necessary, to alter and vary the classes in such manner, as that one fourth of the members from each of the great districts, as near as may be, shall annually go out of office.

8. *And be it further enacted*, That if the seat of any member of the Medical Society of the State of New-York shall be vacated, either by death, resignation, or removal from the county, it shall be the duty

of the medical society of such county, to fill such vacancy at their next meeting after such vacancy shall happen.

9. *And be it further enacted,* That the medical societies established as aforesaid, are hereby respectively empowered to examine all students who shall and may present themselves for that purpose, and to give diplomas under the hand of the president and seal of such society, before whom such students shall be examined; which diploma shall be sufficient to empower the person so obtaining the same, to practise physic or surgery, or both, as shall be set forth in the said diploma, in any part of this state.

10. *And be it further enacted,* That if any student who shall have presented himself for examination before any of the medical societies of the several counties of this state, shall think himself aggrieved by the decision of such society, it shall be lawful for such student to present himself for examination to the Medical Society of the State of New-York; and if, in the opinion of such society, the student so applying is well qualified for the practice of physic or surgery, or both, as the case may be, the president of said society shall, under his hand and the seal of such society, give to the said applicant a diploma agreeable to such decision.

11. *And be it further enacted,* That it shall and may be lawful for the several medical societies so established as aforesaid, at their annual meetings, to appoint not less than three, nor more than five censors, to continue in office for one year, and until others are chosen, whose duty it shall be carefully and impartially to ex-

amine all students who shall present themselves for that purpose, and report their opinion in writing, to the president of said society.

12. *And be it further enacted*, That no person shall commence the practice of physic or surgery within any of the counties of this state, until he shall have passed an examination, and received a diploma from one of the medical societies to be established as aforesaid; and if any person shall so practise without having obtained a diploma for that purpose, he shall for ever thereafter be disqualified from collecting any debt or debts incurred by such practice, in any court of this state.

13. *And be it further enacted*, That it shall and may be lawful for the medical societies of the respective counties in this state, and also the Medical Society of the State of New-York, to purchase and hold any estate, real and personal, for the use of said respective societies: *Provided*, such estate, as well real as personal, which the county societies are hereby respectively authorized to hold, shall not exceed the sum of one thousand dollars; and that the estate, as well real as personal, which the Medical Society of the State of New-York is hereby authorized to hold, shall not exceed five thousand dollars.

14. *And be it further enacted*, That it shall be lawful for the respective societies to make such by-laws and regulations relative to the affairs, concerns, and property of said societies; relative to the admission and expulsion of members; relative to such donations or contributions as they, or a majority of the members,

at their annual meeting, shall think fit and proper: *Provided*, That such by-laws, rules, and regulations, made by the Society of the State of New-York, be not contrary to, nor inconsistent with, the constitution and laws of this State, or of the United States; and that the by-laws, rules, and regulations, of the respective county societies, shall not be repugnant to the by-laws, rules, and regulations of the medical society of the state of New-York, nor contrary to, nor inconsistent with, the constitution and laws of this State, or of the United States.

15. *And be it further enacted*, That the Treasurer of each Society established as aforesaid, shall receive and be accountable for all monies that shall come into his hands by virtue of any of the by-laws of such societies, and also for all monies that shall come into the hands of the President thereof, for the admission of members, or licensing students; which monies the said President is hereby required to pay over to the said Treasurer, who shall account therefor to the society, at their annual meetings; and no monies shall be drawn from the Treasurer, unless such sums, and for such purposes as shall be agreed upon by a majority of the society, at their annual meeting, and by a warrant for that purpose, signed by the President.

16. *And be it further enacted*, That it shall be the duty of the Secretary of each of the said medical societies to provide a book, in which he shall make an entry of all the resolutions and proceedings which may be had from time to time, and also the name of each and every member of said society, and the time of his admission, and also the annual reports relative to the state

of the treasury, and all such other things as a majority of the society shall think proper, to which book any member of the society may, at any time, have recourse; and the same, together with all books, papers, and records, which may be in the hands of the Secretary, and be the property of the society, shall be delivered to his successor in office.

17. *And be it further enacted*, That it shall be lawful for each of the said medical societies to cause to be raised and collected from each of the members of such society, a sum not exceeding three dollars in any one year, for the purpose of procuring a medical library, and apparatus, and for the encouragement of useful discoveries in chemistry, botany, and such other improvements as the majority of the society shall think proper.

18. *And be it further enacted*, That any student who may receive a diploma from the medical society of this state, shall pay to the President thereof, on receiving the same, ten dollars; and for each diploma that a student may receive from the medical society of any county, he shall pay to the President thereof, on receiving the same, five dollars: *Provided*, That the students who have been examined previous to the twenty-sixth day of May, one thousand eight hundred and twelve, and were entitled to receive diplomas, but who have not received the same, shall not pay therefor more than two dollars.

19. *And be it further enacted*, That the medical society of this state may elect, by ballot, at their annual meetings, eminent and respectable physicians and sur-

geons, residing in any part of this state ; which persons so elected, shall be permanent members of the society, and entitled to all the privileges of the same : *Provided*, That not more than two such members shall be elected in any one year, and that they receive no compensation for their attendance from the funds of the society.

20. *And be it further enacted*, That any person who shall practise physic or surgery, without being regularly licensed, shall forfeit and pay twenty-five dollars for each offence, of which he may be duly convicted, to be recovered with costs of suit, before any justice of the peace of the county where such penalty shall be incurred, by any person who will prosecute for the same ; and the justice, before whom such conviction may be had, shall pay the same to the overseers of the poor of such town where such conviction shall be had, for the use of the poor thereof, whose duty it shall be to prosecute for the same : *Provided*, The person so practising without license, who shall not receive any fee or reward for the same, shall be exempt from the penalty of this act : *And provided also*, That nothing in this act contained, shall be construed to extend to debar any person from using or applying for the benefit of any sick person, any roots, barks, or herbs, the growth or produce of the United States.

21. *And be it further enacted*, That all persons who may be hereafter licensed to practise physic and surgery, shall deposit a copy of such license with the clerk of the county in which such practitioner may reside ; and until such license shall be so deposited, these practitioners who may neglect the same, shall be liable to

the penalty of this act, in the same manner as if they had no such license ; and it shall be the duty of the Clerk to file such license in his office, for each of which he shall receive twelve and a half cents, and no more, from the practitioner who may deposit the same.

22. *And be it further enacted,* That nothing in this act contained, shall be construed to prevent any person coming from any other state or country from practising physic or surgery within this state, such person being duly authorised to practise by the laws of such state or country, having a diploma from a regular medical society : *Provided however,* That none of the societies, established as aforesaid, shall proceed to the examination of any student, in order to license him for the practice, until such student shall have produced satisfactory testimony that he has regularly studied physic or surgery, or both, as the case may be, with one or more reputable practitioner or practitioners, for the term of three years.

23. *And be it further enacted,* That it shall be in the power of the legislature to alter, modify, or repeal this act, whenever they shall deem it necessary or expedient.

24. *And be it further enacted,* That if there should not be a sufficient number of physicians and surgeons in any of the counties of this state, to form themselves into a medical society, agreeably to this act, it shall be lawful for such physicians and surgeons to associate with the physicians and surgeons of an adjoining county, for the purposes hereby contemplated.

25. *And be it further enacted,* That this act shall be, and hereby is declared to be a public act.

(A TRUE COPY.)

*Compared with the original in the office
of the Secretary of this State, this
25th June, 1813.*

JAS. VAN INGEN.

AN ACT

To amend an Act, entitled “ An Act to incorporate Medical Societies, for the purpose of regulating the practice of physic and surgery in this state.”—Passed April 20, 1818.

1. *Be it enacted by the people of the State of New-York, represented in Senate and Assembly, That no person shall, after the first day of May, 1821, be admitted to an examination as a candidate for the practice of physic and surgery, in this state, unless he shall have previously studied medical science four years, after the age of sixteen, with a regular physician and surgeon; but any portion of time not exceeding one year, during which, any person, after the age of sixteen, shall have pursued any of the studies pursued in either of the colleges in this state, shall be accepted in lieu of an equal portion of time of the study of medical science; and if any person shall have attended one or more complete courses of medical lectures, delivered by each of the professors, on all branches of medical science, in either of the medical colleges or institutions in this state, or elsewhere, the same shall be accepted in lieu of one year spent in the study of medical science as aforesaid; and the person with whom the student shall commence his studies, shall file a certificate with the president of the board to which he belongs, certifying that the person has commenced his studies with him, and the day of filing such certificate shall be the commencement of such term of study; and if the term of study shall be intended to be for less than four years, by reason that the person has pursued the studies pursued in colleges as*

aforesaid, or that he hath attended lectures as aforesaid, then on application to the said president, he shall, on examining the matter, make an order annexed to the certificate aforesaid, purporting that it hath satisfactorily appeared to him that the person hath pursued the studies pursued in colleges as aforesaid, or that he hath attended one or more course of lectures as aforesaid after he was 16 years of age, for such a period of time not exceeding one year, as shall be specified in the order, and thereupon order the term of study in such case may be for a time which shall remain after deducting from 4 years the time so specified in the order: *Provided always*, That no person shall be licensed to practice physic and surgery until he shall be of the age of 21 years.

II. *And be it further enacted*, That each and every student of medicine who shall present himself to the censors of either of the county medical societies of the state for examination, and be found disqualified for the practice of physic and surgery, or either of them, shall not be allowed the privilege of an examination before the censors of any other county medical society, but shall in all cases where he thinks himself aggrieved, have a right to appeal to the censors of the state medical society, and that any license obtained contrary to the provisions of this act shall be void.

III. *And be it further enacted*, That the state medical society shall annually elect not more than twelve, nor less than six, censors, any three of whom shall be a quorum for the examination of students.

IV. *And be it further enacted*, That no physician or

surgeon from any other state or county shall be admitted to practice in this state, until he shall have filed a copy of his diploma from some college of medicine or legally incorporated medical society, with the clerk of the county in which he may reside, agreeably to the twenty-first section of the act hereby amended, nor until he shall have exhibited to the medical society of the county where he resides, satisfactory evidence that he has regularly studied physic and surgery, agreeably to the requisitions contained in the first section of this act.

V. *And be it further enacted*, That in those counties where the anniversary meetings of any county medical society shall occur on the same day on which the court of common pleas shall meet, it shall be lawful for such society to alter the time of their anniversary meeting, to such a day as a majority of the said society present may think proper.

VI. *And be it further enacted*, That each of the colleges of medicine in this state, may elect a delegate to represent their colleges respectively in the medical society of the state, who shall be entitled to all the privileges, and subject to the same regulations as the delegates from the county medical societies.

VII. *And be it further enacted*, That hereafter it shall be the duty of every practitioner of medicine in this state, to report himself to, and connect himself with, the medical society in the county where he resides, by lodging with the president of such society a certificate under his hand to that effect.

AN ACT

Further to amend "An Act to incorporate Medical Societies, for the purpose of regulating the practice of Physic and Surgery in this State. Passed April 13, 1819.

Be it enacted by the people of the State of New-York, represented in Senate and Assembly, That it shall and may be lawful for each medical society in this state to cause to be raised and collected from each practising physician or surgeon, residing in the county or counties where such society is by law established, a sum not exceeding one dollar in any one year; which sum when collected, shall be part of the fund of said society, to be applied as directed by the 17th section of the act, entitled "an act to incorporate medical societies for the purpose of regulating the practice of physic and surgery in this state," passed April 10, 1813.

And be it further enacted, That no college of physicians and surgeons in this state, shall confer a diploma for the degree of Doctor of Medicine, upon any student, until such student shall have fully complied with the requisitions contained in the first section of the act, entitled "an act to incorporate medical societies, for the purpose of regulating the practice of physic and surgery in this state," passed twentieth April, 1818; and also in addition thereto, have attended one complete course of lectures delivered by each of the professors of such college.

AN ACT

*To enable the County Medical Societies in this State to alter the time of holding their annual meetings.
Passed April 23, 1823.*

Be it enacted by the people of the State of New-York, represented in Senate and Assembly, That it shall and may be lawful for any society incorporated under the act entitled "an act to incorporate medical societies for the purpose of regulating the practice of physic and surgery in this state," at any anniversary meeting of such society, to change the day of holding their annual meeting, to such other day in the year as may be more convenient. Provided, That two thirds of the members present concur in voting for such change: notice of intention to move the same having been first given at some previous regular meeting of the society.

BY-LAWS
OF THE
MEDICAL SOCIETY
OF THE
County of New-York.



Revised and adopted August 9, 1824.

OFFICERS
OF THE
Medical Society of the County of New-York.

ELECTED JULY 6, 1824.

DAVID HOSACK, M. D. *President.*
JOHN WATTS, JR. M. D. *Vice President.*
FELIX PASCALIS, M. D. *Corresponding Secretary.*
NICOLL H. DERING, M. D. *Secretary.*
DR. DAVID ROGERS, *Treasurer.*
SAMUEL W. MOORE, M. D. }
JOHN C. CHEESMAN, M. D. } *Censors.*
JOHN B. BECK, M. D. }
DR. PETER C. TAPPEN, }
JOHN STEARNS, M. D. }

Delegate to the State Medical Society
JAMES R. MANLEY, M. D.

Lecturers.

JOHN B. BECK, M. D.
STEPHEN BROWN, M. D.
THOMAS COCK, M. D.
DR. ELBRIDGE G. DUNNEL.
JOHN W. FRANCIS, M. D.
SAMUEL W. MOORE, M. D.
FELIX PASCALIS, M. D.
WM. F. SEAMAN, M. D.
JOHN STEARNS, M. D.
JEREMIAH VAN RENSSELAER, M. D.

BY-LAWS
OF THE
MEDICAL SOCIETY

Of the County of New-York.



CHAPTER I.

MEETINGS OF THE SOCIETY.

ART. 1. THE anniversary meeting shall be held on the first Monday in July in every year. If the Independence of the United States shall be celebrated on this day, the secretary, and one other member in attendance, may adjourn to the next day.

ART. 2. The stated meetings shall be on the second Monday in every month, except July.

ART. 3. Extraordinary meetings may be called by the president, or in his absence by the vice-president, at the request, in writing, signed by eleven members; a printed notice of which shall be sent to each member, at least three days previous to the meeting.

ART. 4. The society may adjourn, from day to day, their anniversary, stated, or extraordinary meetings.

ART. 5. Eleven members shall constitute a quorum at each meeting.

ART. 6. In the absence of the president, vice-president and censors, the senior member on the roll shall preside.

ART. 7. Every member shall observe order and decorum in the society, shall pay due respect to the president, and other officers, and to his fellows, and no member shall withdraw, during the session, without special permission from the chair.



CHAPTER II.

ORDER OF BUSINESS.

ART. 1. At each stated meeting, after the presiding officer shall have declared the society formed, the minutes of the last meeting shall be read, the examination of candidates for license shall be held, if any be recommended by the Comitia Minora. The presiding officer may direct the order in which communications shall be read.

Motions, and other unfinished business of the last meeting shall be considered; and at extraordinary meetings, the business for which the society is convened shall be first considered.

ART. 2. No member shall be permitted to speak on any subject of business more than twice, without special leave of the presiding officer.

ART. 3. At each anniversary meeting, after the examination of candidates, the minutes of the Comitia Minora of the last year shall be read.

ART. 4. The election of officers shall be held by ballot. Accounts against the Society shall be considered, and acted on.

ART. 5. Amendments to the by-laws may be considered and decided.

CHAPTER III.

PRESIDENT.

ART. 1. It shall be the duty of the president to preside at all meetings of the Society, and preserve order and decorum.

ART. 2. He shall perform the duties prescribed by the statutes, by-laws, and resolutions of the Society.

ART. 3. He shall appoint all committees, unless otherwise ordered by special resolution.

ART. 4. He shall take the sense of the Society on every motion made and seconded.

ART. 5. He, or any officer who may preside, shall have no vote, except on questions where there is an equal division of voices.

ART. 6. He shall keep on file all documents and certificates in relation to the Society, which are by law deposited with him, and these he shall deliver to his successor.

ART. 7. He shall lay before the Society, at each stated meeting, the certificates delivered to him since the last meeting, from physicians respecting themselves, in conformity to the 7th section of the act regulating the practice of Physic and Surgery, passed April 20, 1818.



CHAPTER IV.

VICE-PRESIDENT.

The vice-president, in the absence of the president, shall preside and perform the duties of the president.

CHAPTER V.

CENSORS.

ART. 1. The censors shall perform the duties prescribed by the statutes, the by-laws, and resolutions of the Society.

ART. 2. In the absence of the president and vice-president, the senior censor present shall preside.

ART. 3. It shall be the duty of the Comitia Minora to take cognizance of breaches of the precepts of Medical Ethics which shall be laid before them, and may report the result of their proceedings thereon to the Society, if they think proper.



CHAPTER VI.

TREASURER.

ART. 1. The treasurer shall perform the duties directed by the statutes, the by-laws, and resolutions of the Society.

ART. 2. It shall be the duty of the treasurer to put all the monies of the Society into one fund, to be appropriated to the payment of current expenses, or such other objects and improvements as the Society may occasionally direct; pursuant to the 17th section of the statute of 1813, and the amendment of 1819.

CHAPTER VII.

SECRETARY.

ART. 1. The secretary shall perform the duties directed by the statutes, the by-laws, and resolutions of the society.

ART. 2. He shall publish, at least once in each year, in one or more newspapers of this city, a list of the members of the Society, and shall also publish, at the same time, the fourth and seventh sections of the law, entitled "an Act to amend an Act, entitled, an Act to Incorporate Medical Societies, for the purpose of regulating the Practice of Physic and Surgery in this State," passed on the 20th April, 1818.

ART. 3. It shall be the duty of the secretary to notify each person proposed as a member of this society, that he has been so proposed, and to transmit him a copy of the first Art. of the 13th chapter of the by-laws.



CHAPTER VIII.

CORRESPONDING SECRETARY.

ART. 1. At each anniversary meeting a corresponding secretary shall be elected by ballot.

ART. 2. He shall conduct the correspondence of the Society under the direction of the Comitia Minora. He shall retain copies of all letters written by him in behalf of the Society, and preserve on file all letters and communications received by him in his official capacity, and shall report the same at each stated meeting.

ART. 3. He shall record, in a book provided for that purpose, all communications read before the Society, which shall be approved by the Comitia Minora, and such papers shall be considered the property of the Society.

ART. 4. He shall obey all orders and resolutions appertaining to the duties of his office.

ART. 5. In cases of absence or sickness, the secretaries shall reciprocally perform each others duties.



CHAPTER IX.

DELEGATE.

ART. 1. The delegate shall perform the duties prescribed by law.

ART. 2. He shall support the honour and dignity of the Society.

ART. 3. He shall obey the orders and resolutions of the Society.



CHAPTER X.

COMITIA MINORA.

ART. 1. The president and other officers shall constitute the Comitia Minora.

ART. 2. The Comitia Minora shall meet on the Wednesday preceding each anniversary and stated meeting.

ART. 3. The president may call an extraordinary meeting of the Comitia Minora whenever he shall deem it necessary.

ART. 4. The president or vice-president, together with three censors, shall constitute a quorum for the examination of candidates, but any four members may constitute a quorum for the transaction of other business.

ART. 5. The journal of the proceedings of the Comitia Minora shall be kept by the secretary, and read at each anniversary meeting, together with the names of the attending and absent members, and if it shall appear that any member has been absent from three meetings in succession, without having assigned a satisfactory reason, he shall be ineligible to office for the year ensuing.

ART. 6. All communications, memoirs, or essays on medical subjects, after having been read and accepted by the Medical Society, may be submitted to the Comitia Minora for their subsequent examination, by whom they may be ordered to be published.

ART. 7. The Comitia Minora shall execute such duties as shall be prescribed by the society.

ART. 8. The Comitia Minora may make rules and regulations for their government, not inconsistent with the charter or by-laws of the corporation.

CHAPTER XI.

LECTURERS.

ART. 1. Ten lecturers shall be elected by ballot at each anniversary meeting.

ART. 2. Each lecturer shall read according to the alphabetical arrangement of his name at each meeting of the society, except the anniversary, a dissertation on some subject connected with medicine or surgery, or some important case in practice.

ART. 3. He shall furnish the corresponding secretary with a copy of his dissertation previous to the next stated meeting after it is read.



CHAPTER XII.

ORDINARY MEMBERS.

ART. 1. The ordinary members shall consist of physicians and surgeons only.

ART. 2. It shall be the duty of every member of the society to answer before the Comitia Minora to complaints made against him; and in case of refusal to answer when required, the name of such member shall be reported to the society.

ART. 3. When the name of any gentleman settled in the city as a medical practitioner, is reported to the Society, the president shall appoint a committee to wait upon him, presenting the by-laws under which they act, and offer to lay his credentials before the

Society, to the end that he may be known to the profession as a regular practitioner ; and if the gentleman so called upon shall not exhibit satisfactory credentials, it shall be the duty of the secretary to inquire at the clerk's office, and ascertain whether a copy of his license has been lodged there, and report the result at the next meeting.



CHAPTER XIII.

ADMISSION OF MEMBERS.

ART. 1. Any member may propose a candidate for a seat as member of this society, and when the documents and testimonials relative to the moral character and professional qualifications of such candidate shall be placed in the hands of the secretary, he shall lay them before the Comitia Minora, whose duty it shall be to recommend the admission of such candidate, if they think him eligible, at the next stated meeting of the society.

ART. 2. Every member shall be proposed at one stated meeting, and ballotted for at the next ; and if he shall have a majority of votes of the members present, he shall become a member.

ART. 3. Every member thus admitted, shall sign the by-laws, and designate the state or country of his birth, and the medical rank or station held by him at, or previous to, his admission.

ART. 4. Every member admitted into the society shall, before signing the by-laws, be required by the secretary to present the treasurer's receipt for his ini-

tiation fee, (ten dollars,) which shall be appropriated to the use of the society : whereupon the secretary shall present him with a copy of the by-laws.

ART. 5. The name of each person admitted or elected, who has refused or neglected to sign the by-laws, shall be reported in writing, by the secretary, at the next anniversary meeting.

ART. 6. Each person so reported shall be informed thereof by the secretary within one month thereafter ; and every person thus informed, who shall refuse or neglect to sign the by-laws before the next anniversary meeting, shall cease to be an elect member.



CHAPTER XIV.

CONTRIBUTION AND ARREARS.

ART. 1. The Society, at the anniversary meeting, may establish such contribution as shall meet the yearly expenses.

ART. 2. Every member applying for a certificate of membership, shall produce a certificate from the treasurer that he is not in arrears.

ART. 3. The treasurer shall, from time to time, at the cost of the Society, employ a person to collect the arrears of each member, to whom, in case of refusal to pay, a copy of the following section shall be delivered in writing.

ART. 4. Every member who shall continue delinquent in the payment of his contributions during the

term of one year, after being notified thereof by the treasurer, shall forfeit the privileges of membership.



CHAPTER XV.

HONORARY MEMBERS.

ART. 1. Any member may propose a candidate as an honorary member, but the medical rank or station held by him shall be furnished in writing by the proposer, at or previous to the time of such proposal, and if satisfactory, the person so proposed shall be balloted for at a subsequent meeting. A majority of votes shall constitute him an honorary member.

ART. 2. Not more than six honorary members shall be annually elected.

ART. 3. The honorary members may take part in debate, but shall not be entitled to vote.

ART. 4. The Governor and Chancellor of the State, and the Mayor of the city of New-York, for the time being, shall be, *ex-officio*, honorary members.



The following shall be the form of the diploma for honorary members.

Societas Medica Civitatis Novi Eboraci atque Comitatus, Omnibus has literas perlecturis.

SALUTEM.

Virum probum et ornatissimum,	D. D.
A. B.	Quem fama promit, scientiarum

medicinæ et chirurgiæ cultorem, liberalium honoribus artium provectum, Placuit nobis Præsidi, cæterisq: Sociis hujusce Comitatus Concil: Med: Facultatis Socium constitnere Honorarium; atque auctoritatem ei donare, privilegia et immunitates ad nostrates Medicæq: Facultatis quæ pertinent; ubiq: terrarum dextra et honore amplectendum.

In quorum fidem, hæ literæ, pro Emerito Socio D. D. A. B. manibus, sigilloq. Archiatrum munitæ lubentissime mandantur.
 L. S. Medicis Ædibus Novi-Eboraci. A. D. 18
 Apr: Kalend;

Præs.

Scr.



CHAPTER XVI.

LICENTIATES.

ART. 1. All applicants for a license to practice physic and surgery, who shall be approved of by the Comitia Minora, shall by them be recommended to the Society, and be subject to such formalities as the Comitia Minora shall direct.

ART. 2. Every candidate for license, on presenting himself for examination, shall pay to the censors, for the benefit of the Society, the sum of ten dollars.

ART. 3. Every person admitted to the practice of physic or surgery, shall sign the following declaration, viz.

I, A. B. do solemnly declare, that I will honestly,

virtuously, and chastely conduct myself in the practice of physic and surgery, and that I will with fidelity and honour, do every thing in my power for the benefit of the sick committed to my charge.

This declaration, so signed, shall be preserved amongst the archives of the Society.

ART. 4. Every person admitted to the practice of physic and surgery shall receive the following diploma, viz :

Omnibus ad quos hæ literæ pervenerint.

SALUTEM:

NOS, Societatis Medicæ Comitatus Novi Eboraci, Præses, Cæterique Socii, hoc scripto testatum volumus, (here insert the name and country of the candidate) Artis medicæ et chirurgicæ sub viris in medicina peritis, tempore præstituto, se studio incubuisse, et in hisce studiis progressum, luculento testimonio, nobis probasse et commendasse. Quocirca, ex auctoritate nobis commissâ, medicinæ et artis chirurgicæ, in hac civitate exercendæ, ei potestatem, cum omnibus privilegiis ad has artes pertinentibus, concedimus.

In quorum testimonium hocce diploma, sigillo nostro munitum, donavimus. Datum Novi Eboraci die A. D. Millesimo octingentesimo.

Præses.

a Secrétis.

ART. 5. If instead of the above, a diploma in the English language should be requested by the person so admitted, it shall be in the following form, viz.

To all to whom these presents shall come, or may in any wise concern :

THE President and Members of the Medical Society of the County of New-York, send greeting:—Whereas (insert the name and country of the candidate) hath exhibited unto us satisfactory testimony that he hath studied physic and surgery, for the term, and in the manner directed by law; and hath also, upon examination by our censors, given sufficient proofs of his proficiency in the healing art, and of his moral character. Wherefore, by virtue of the power vested in us by law, we do grant unto the said (insert the name of the candidate) the privilege of practising physic and surgery in this state, together with all the rights and immunities which usually appertain to physicians and surgeons.

In witness whereof, we have granted this diploma, sealed with our seal, and testified by our President and Secretary, at (insert place, day, and year.)

ART. 6. Every person receiving a diploma of license, shall be notified by the secretary that he must deposit a copy of the same with the clerk of the county in which he may reside, and that until this be done, he is subject to penalty as an illegal practitioner.

ART. 7. Every person admitted to the practice of Physic and Surgery by this Society, shall pay to the secretary five dollars, and he shall be presented with a copy of the charter and by-laws.

HONORARY MEMBERS
OF THE
MEDICAL SOCIETY
OF THE
County of New-York.



- Hugh Williamson, M. D.*—*New-York.*
Lewis Valentine, M. D. P.—*Nancy, France.*
M. Teabuck, M. D. P.—*New-Orleans.*
M. Gerardin, M. D. P.—*France.*
M. L. Breuleton, M. D. P.—*Bordeaux, France.*
Hippolite Cloquet, M. D. P.—*Paris, France.*
Don Augustine Frutos, M. D.—*Madrid, Spain.*
Pierre Frederick Thomas, M. D.—*New-Orleans.*
M. Berard, M. D.—*Montpellier, France.*
Zollickhoffer.—*Philadelphia.*
J. L. Chabert, M. D. M.—*New-Orleans.*
Augustus Fitz Randolph Taylor.—*New-Jersey.*
P. M. Roux, M. D.—*Marseilles, France.*

* Deceased.

MEMBERS
OF THE
MEDICAL SOCIETY

OF THE
COUNTY OF NEW-YORK.



Samuel Akerly, A. M.	Caspar W. Eddy, M. D.
Andrew Anderson, M. D.	Floyd T. Ferris
Anthony L. Anderson	Joshua Fisher, M. D.
William Barrow, M. D.	John W. Francis, M. D.
John Baxter, M. D.	Augustus R. Griffen, M. D.
Joseph Bayley, M. D.	Israel Hallock
John B. Beck, M. D.	Andrew Hammersly, M. D.
Stephen D. Beekman	William Hammersly, M. D.
Francis E. Berger, M. D.	Joseph Hanson, M. D.
Cornelius C. Blatchly	Peter B. Helme, M. D.
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Thomas Boyd	John I. Howe
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Nehemiah Brush, Jun.	Thomas W. Hunter
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James Cameron	John D. Jaques, M. D.
John C. Cheesman, M. D.	Francis U. Johnston, M. D.
Alexander Clinton, M. D.	H. Tomlinson Judson, M. D.
Thomas Cock, M. D.	Benjamin P. Kissam, M. D.
James Cockcroft, M. D.	Benjamin R. Kissam, M. D.
John S. Conger, A. M.	Daniel W. Kissam, M. D.
Gerardus A. Cooper, M. D.	Samuel S. Kuypers
Fayette Coopér	Samuel M'Auley, M. D.
John Davis	J. M. Scott M'Knight
Daniel Dayton	Hugh M'Lean
James E. Dekay, M. D.	William James M'Nevin, M. D.
Edward Delafield, M. D.	James R. Manley, M. D.
Nicoll H. Dering, M. D.	Samuel R. Marshall
John H. Douglass	Samuel L. Mitchill, M. D.
Charles Drake, M. D.	Otho Monroy, M. D.
Elbridge G. Dannel	Samuel W. Moore, M. D.

MEMBERS.

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John Neilson
John Onderdonk
Samuel Osborn, M. D.
Jacob Ostrom
Felix Pascalis, M. D.
D. L. M. Peixotto, M. D.
James M. Pendleton, M. D.
Richard Pennel, M. D.
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Wright Post, M. D.
Benjamin R. Robson
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John Stearns, M. D.
John W. Sterling, M. D.
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Richard Ver Meule
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John Watts, Jun. M. D.
John W. Weed
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Egerton L. Winthrop, M. D.
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